

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

PHH MORTGAGE SERVICES,

Plaintiff,

vs.

WESTERN THRIFT & LOAN,

Defendant.

Case No. 2:10-cv-01626-PMP-PAL

**ORDER**

On April 3, 2012, the court held a hearing on the parties' Stipulation Regarding mediation (dkt #25) and Stipulation to Extend Deadline to Submit Joint Pretrial Order - Second Request (Dkt. #27), filed on March 30, 2012. Aimee Cannon appeared on behalf of Plaintiff PHH Mortgage Services, J. Robert Smith appeared for Defendant Western Thrift & Loan, and Ismial Amin appeared for Third Party Defendant Gerald Sandler.

The stipulation for mediation proposes that a mediation before a magistrate judge take place but would allow any party to opt out. The stipulation to extend proposes an extension of the deadline to file the joint pretrial order until after a mediation which has not been scheduled. At the hearing counsel for Plaintiff and Defendant believed a mediation might be successful between these parties, but that it would likely not resolve the third party claims. Counsel for Third Party Defendant Sandler agreed his client was not in a position to settle at this time and was set to go to trial in a related case out of the district soon. Under these circumstances the court advised counsel that the district judge would automatically refer this matter to the undersigned for a mandatory settlement conference after the joint pretrial order has been filed and a trial date has been set

Having reviewed and considered the matter,

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**IT IS ORDERED:**

1. The parties' Stipulations (Dkt. ## 25 & 27) are DENIED.
2. The parties shall have until **April 24, 2012**, to file a Proposed Joint Pretrial Order which fully complies with Local Rules 16-3 & 16-4.
3. The disclosures required by Fed. R. Civ. P. 26(a)(3), and any objections thereto, shall be included in the parties Proposed Joint Pretrial Order.

Dated this 4th day of April, 2012.

  
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PEGGY A. LEEN  
UNITED STATES MAGISTRATE JUDGE